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KERALA GAZETTE

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GOVERNMENT OF KERALA

Development Department (Municipal Rules)

NOTIFICATION

No. G. O. MS. 813/62/DD. *Dated, Trivandrum, 3rd November* 1962.

S. R. O. No. 318/62. In exercise of the powers conferred by sub-section (1) of section 367 of the Calicut City Municipal Act, 1961 (Act 30 of 1961) read with the proviso to sction 443 thereof, the Government of Kerala hereby make the following rules relating to the election of members to the standing committee of the Calicut Corporation, the same having been previously published as required by section 368 of the said Act.

RULES

1. (1) These rules may be called the Calicut City Municipal (Election to Standing Committees) Rules, 1962.

(2) In these rules 'Act' means the "the Calicut City Municipal Act, 1961".

2. (1) The election to the Standing Committees referred to in Section 6 and to be constituted under Section 18 of the Act, shall be held in a meeting of the council specially convened for the purpose. The election to each Standing Committee shall be held separately;

(2) Such meeting shall be convened as soon as possible after the constitution of a new council or after the occurrence of a vacancy in any of the Standing Committees, by the Mayor ;

(3) Such meeting shall be presided over by the Mayor or in his absence by the Deputy Mayor or in the absence of both by a Councillor chosen by the meeting to preside for the occasion :

Provided, however, that no person who is himself a candidate for the election shall preside at that meeting.

3. Every candidate for election shall be proposed by one councillor and seconded by another. A candidate who has been proposed and seconded may withdraw his candidature by making a statement to that effect at the meeting of the council. The names of all the candidates proposed and seconded and who have not withdrawn their candidatures, shall be read out by the president of the meeting.

4. If the number of candidates whose names are so read out, is equal to the number of vacancies, the president of the meeting shall declare all such candidates duly elected.

5. If the number of candidates is less than the number of vacancies, the president of the meeting shall declare all such candidates duly elected and shall either call for fresh nominations or adjourn the election to fill up the remaining vacancy or vacancies to the next meeting of the Council specially convened for the purpose.

6. If the number of such candidates exceeds the number of vacancies the votes of the councillors present shall be taken by ballot.

7. Every councillor wishing to vote shall be supplied with a Ballot Paper on which the names of all the candidates shall be typed or legibly written in the following form:—

	Name.	*Vote.*
1.		
2.		
3.		
4. etc.		

8. Every Councillor wishing to vote shall then proceed to the place set apart for the purpose and there place a mark (X) against the name of the candidate for whom he wishes to vote. He shall then fold up the Ballot Paper so as to conceal his vote and deposit the same in a ballot box placed in the view of the president of the meeting and so constructed that the paper may be placed therein but not extracted therefrom without the box being opened. The president of the meeting shall then open the box and count the votes in the presence of the councillors and declare the results of the election in accordance with the following instructions:

(i) If there is only one vacancy the candidate who secures the largest number of votes shall be declared to be elected. If there be an equality of votes between two candidates, the president of the meeting shall draw lots in the presence of the councillors and the person whose name is first drawn shall be declared to be elected.

(ii) If there are two or more vacancies, the candidate who obtains the smallest number of votes shall be eliminated and the votes taken again. If there is an equality of votes among all the candidates or if two or more candidates lowest on the list have obtained an equal number of votes, the president of the meeting shall ascertain by casting lots in the presence of the councillors which of them shall be eliminated. The elimination shall be repeated until as many candidates as there are vacancies are left.

9. No candidate shall take part in a ballot but a candidate may withdraw at any stage and after so withdrawing he may take part in any ballot. Similarly the candidates who have been eliminated at any stage under rule 8 may take part in any ballot at subsequent stages.

10. Any voting paper which contains the signature or writing of the voting councillors or over which the mark (X) is placed against more than one name shall be invalid.

11. As soon as may be, after the constitution of the first standing committee of a new council, or after the occurrence of a vacancy in the office of the Chairman of a standing committee, the Mayor shall convene a meeting of the committee to elect its Chairman. Such meetings shall be presided over by a member of the committee chosen at the meeting to preside on the occasion. The provisions of the Calicut City Corporation (Election of Mayor and Deputy Mayor) Rules, 1962 shall be applicable, as far as may be, to the election of the Chairman of the standing committee provided that instead of voting by ballot as provided under the said rules, the voting for this purpose shall be by show of hands.

By order of the Governor,

S. ANANTAKRISHNAN;

Development Commissioner &
Additional Secretary to Government.

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